

~~10~~ 16. A garment as defined in claim ~~15~~<sup>9</sup> in which said body portions are made from draping elastic material and include said lower elastic perimeters.

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REMARKS

Claims 2, 3, 5, 6, 8, 9 and 13-16 remain in the application.

The requirement for formal drawings has been noted and the same will be filed in due course.

**Claim Rejections under 35 USC § 102**

Claim 2 was rejected by the examiner under 35 U.S.C. § 102(b) as being anticipated by James, U.S. Patent 1,254,043.

Claims 3, 5, 6, 8 and 9 were rejected by the examiner under 35 U.S.C. § 102(b) as being anticipated by Green, U.S. Patent 5,946,726.

**Claim Rejections under 35 USC § 103**

Claims 7 and 11 were rejected by the examiner under 35 U.S.C. § 103(a) as being unpatentable over Green.

**Allowable Subject Matter**

Claims 4, 10 and 12 were objected to as being dependent upon rejected claims, but the examiner indicated those claims would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

In response to the examiner's rejections, and to correspond with those claims the examiner indicated would be allowable:

(1) claim 3 has been amended to include the limitations of claim 4, and claim 4 has been withdrawn from the application,

(2) claim 8 has been amended to include the limitations of

claim 10, and claim 10 has been withdrawn from the application, and

- (3) claim 16 has been added -- claim 16 includes all of the limitations of the original claim 8 and the limitations of claim 12, and claim 12 has been withdrawn from the application.

In addition:

- (1) claim 2 has been amended to include front panel limitations similar to independent claim 3 so as to distinguish over James, Green and the other prior art of record, and
- (2) dependent claims 13-14, and 16 have been added for further definition purposes.

None of the references teach the novel arrangement of the present invention as now defined in claims 2, 3, 8 and 16. In view of the foregoing, it is believed that independent claims 2, 3, 8 and 16, and those claims depending therefrom, now patentably distinguish over the prior art and more clearly identify the novel aspects of the present invention, that the application and claims are in a condition for allowance, and such action is respectfully requested.

Respectfully submitted,



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December 27, 1999

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Serial No. 09/250,475  
Filing Date: February 13, 1999